

PEOPLES ENERGY

November 29, 2001

EPA Region 5 Records Ctr.



227800

Ms. Verneta J. Simon
United States Environmental Protection Agency
Region 5
77 West Jackson Boulevard
Chicago, IL 60604

RE: 530 North Lake Shore Drive

Dear Ms. Simon:

On behalf of The Peoples Gas Light and Coke Company ("Peoples"), thank you for your November 15, 2001 letter responding to our request for an interpretation of the Lindsay Light II Right-of-Way Agreement Health and Safety Plan ("HASP") regarding previously monitored and excavated areas at 530 N. Lakeshore Drive. Specifically, you concurred with our consultant, STS Consultants, Ltd. ("STS"), that an area previously excavated and monitored for radiation (resulting in no detection of elevated gamma radiation) meets the requirements of the HASP and that those monitoring requirements do not apply to the reexcavation activities in the same area.

We do want to confirm our understanding that the third paragraph of the November 15, 2001 letter does not refer to any sampling procedures of STS on behalf of Peoples. Paragraph three therein states:

Please note that during a site visit to observe monitoring activities, U.S. EPA personnel observed radiological sampling procedures that did not appear to comply with the HASP. As a result, there remains a question whether STS fully complied with the Right-of-Way Agreement Health and Safety Plan at 530 North Lakeshore Drive.

As you and I discussed during our November 15, 2001 telephone conversation, the radiological sampling procedures referenced in the November 15, 2001 letter were not performed by STS during the work for Peoples in the right-of-way ("ROW") pursuant to Permit #129291934. Rather U.S. EPA observed these procedures on land adjacent to the ROW, namely the S&Z Development. It is our understanding that U.S. EPA personnel did not conduct a site visit on the ROW pursuant to Permit # 129291934 while work was being performed. If you have any questions regarding this letter, please contact me at (312) 240-4636.

Respectfully,

Amy M. Smith
Employee Health Safety and Security Specialist



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

II
11/15/01

REPLY TO THE ATTENTION OF

SE-5J

November 15, 2001

VIA FACSIMILE AND FIRST CLASS MAIL

Mr. Richard Berggreen
STS Consultants, Ltd.
750 Corporate Woods Parkway
Vernon Hills, Illinois 60061-3153
Fax# (847) 279-2510

Ms. Amy Smith
Peoples Energy
130 E Randolph Drive
Chicago, Illinois 60601
Fax# (312) 240-4609

RE: 530 North Lake Shore Drive

Dear Mr. Berggreen and Ms. Smith:

The purpose of this letter is to acknowledge that U.S. EPA received, via fax, a letter dated today, November 15, 2001, from STS Consultants requesting an immediate response to STS' request for U.S. EPA's concurrence with its interpretation of the Lindsay Light II Right-of-Way Agreement Health and Safety Plan, STS Project # 1-32194-YH regarding previously monitored and excavated areas at 530 N. Lakeshore Drive.

As we just discussed in our telephone conversation, you have claimed that soil to be excavated tonight by Peoples Energy is in the exact same place STS monitored, in accordance with the HASP, earlier this month for radiological contamination. You informed me that tonight's excavation is to tap into the main gas line that you also have claimed was monitored in accordance with the HASP. Therefore, if the work performed tonight will not extend beyond where STS had previously monitored per the HASP and determined that there were not any radiologically-impacted soils present, then Peoples Energy can perform this work.

Please note that during a site visit to observe monitoring activities, U.S. EPA personnel observed radiological sampling procedures that did not appear to comply with the HASP. As a result, there remains a question whether STS fully complied with the Right-of-Way Agreement Health

and Safety Plan at 530 North Lake Shore Drive. For that reason, this concurrence is limited to only those soils which will be excavated by People's Energy tonight.

If you have questions regarding this letter, please contact me, as soon as possible, at (312) 886-3601 or page me at (800) 617-1053.

Sincerely,

Verneta J. Simon / MLB

Verneta J. Simon
On-Scene Coordinator

bcc: Mary Fulghum, C-14J
Larry Jensen, SE-5J
Mike Joyce, P-19J
Padma Klejwa, C-14J
Linda Nachowicz, SE-5J
Fred Micke, SE-5J

FAX COVER SHEET

I
10/26/01Date 10/25/01Time 12:19

TO

Name Vernita SimonCompany US EPACity Chicago, Ill

Tel _____

Fax 312-353-9176

FROM

Name Amy SmithTel (312) 240- 4636Fax (312) 240- 4609PEOPLES
ENERGY
Peoples Gas

130 East Randolph Dr • Chicago IL 60601

MESSAGE

Vernita,The address we will be working near
is ~~330 N. Lake Shore Drive~~ 530 N. Lake Shore DriveWe must do this work before 11/19/01
because of the moratorium by the City.ThanksAmy SmithTotal number of pages including this cover sheet 1